Civil Revision No. 492 of 2001
(Old No. 108 of 1992)
Hon'ble B.C. Kandpal, J.

Learned counsel for the opposite party has submitted before the Court that the appeal itself has now been disposed of finally by the lower appellate court.

Therefore, in view of the aforesaid fact, the revision which has been preferred against the impugned order has also become infructuous.

Learned counsel for the revisionist has submitted that in view of the provision of Section 35 (3) of the Re-organisation Act, 2000, the matter be sent to the Allahabad High Court for disposal of this matter.

I do not find any force in this argument as the appeal in which no challenge was put, has already disposed of finally. Therefore, the impugned order passed in the appeal has become infructuous.

Accordingly, the revision is dismissed being infructuous.

The stay order, if any, stands vacated.

Learned counsel for the revisionist has informed me that the application for setting aside the compromise decree is still pending. However, is case, if the application aforesaid is pending that will not affect the merit of the case.

(B.C. Kandpal, J.)

16.10.2006
ASWAL